IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION No.971 OF 2006

Shri Vishwas Anandrao Shinde & Anr. ..Petitioners

Versus

Shri Rajaram Anandrao Shinde & Ors. ..Respondents

Mr.D.S.Mhaispurkar for petitioners

Mr.R.V.Bansode for respondent no.1

CORAM : S. C. DHARMADHIKARI, J

DATE : 24TH FEBRUARY, 2006

P.C.:

1. On the application of Shri Mhaispurkar, appearing for the petitioner leave is granted to withdraw this petition with liberty to make appropriate application after conclusion of tenancy proceedings as well as disposal of the civil suit.

2. Needless to state that this withdrawal does not prevent the petitioner from protecting the physical possession of the property, if he so in possession in the pending civil suit. Needless to state that it would be open for the respondents to establish that the petitioner is not in so possession of the suit property.

(S.C.Dharmadhikari, J.)